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**IAP6 Rec'd PCT/PTO 15 MAY 2006**

In re application of: Ronald Aung-Din  
 International Application No: PCT/US2004/019816  
 Serial No.: 10/560,889  
 Filed: December 15, 2005  
 For: **TOPICAL THERAPY FOR THE TREATMENT OF MIGRAINES, MUSCLE SPRAINS, MUSCLE SPASMS, SPASTICITY AND RELATED CONDITIONS**

Sir:

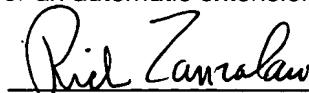
Transmitted herewith is an **Response to Notification of Missing Requirements (2 pages)** in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.  
☐ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
	REMAINING	HIGHEST	AFTER	PREVIOUSLY	RATE	FEE		RATE	FEE
	AMENDMENT	PAID FOR		PRESENT					
				EXTRA					
TOTAL CLAIMS	27	Minus 91	=	0	x \$	25		x \$	50
INDEP. CLAIMS	25	Minus 25	=	0	x \$	100		x \$	200
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						80		+	\$360
					TOTAL:	\$	OR	TOTAL:	\$ .00

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:  
☐ Petition for three extension under 37 C.F.R. 1.136  
☒ Other: **Executed Declaration and Power of Attorney Form (1 page); copy of Notification of Missing Requirements (2 pages); and return receipt postcard.**
- ☒ Check(s) in the amounts of **\$65.00** is attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition for three (3) months extension under 37 C.F.R. 1.136  
☒ Other: **Filing Surcharge**
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.



Richard V. Zanzalari, Reg. No. 49,032  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service with sufficient postage as "first class mail" in an envelope addressed to "Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on May 12, 2006.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
 Akil Chevalier

**UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: Ronald AUNG-DIN

Serial No.: 10/560,889

Filed: December 15, 2005, as national phase of International  
Application No. PCT/US2004/019816, filed June 21, 2004

For: **TOPICAL THERAPY FOR THE TREATMENT OF  
MIGRAINES, MUSCLE SPRAINS, MUSCLE  
SPASMS, SPASTICITY AND RELATED  
CONDITIONS**

Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 12, 2006

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE DESIGNATED/ELECTED OFFICE, mailed March 29, 2006, a copy of which is attached, Applicants enclose herewith an executed Declaration and Power of Attorney document (1 page) and a check for \$ 65.00 to cover the filing surcharge.

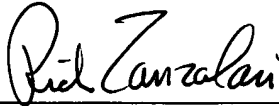
05/19/2006 MKAYPAGH 00000126 10560889

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65.00 0P

If any additional fees are deemed to be due at this time, the Commissioner is authorized to charge said fee to Deposit Account No. 50-0552.

Respectfully submitted,  
DAVIDSON, DAVIDSON & KAPPEL, LLC

By:   
Richard V. Zanzalari  
Reg. No. 49,032

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/560,889	Ronald Aung-Din	523.1006US

INTERNATIONAL APPLICATION NO.
PCT/US04/19816

I.A. FILING DATE	PRIORITY DATE
06/21/2004	06/20/2003

23280

DAVIDSON, DAVIDSON & KAPPEL, LLC  
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**RECEIVED**

APR 06 2006

CONFIRMATION NO. 3655

371 FORMALITIES LETTER



\*OC000000018389317\*

DAVIDSON, DAVIDSON &amp; KAPPEL

Date Mailed: 03/29/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/15/2005
- Copy of the International Search Report filed on 12/15/2005
- Preliminary Amendments filed on 12/15/2005
- Oath or Declaration filed on 12/15/2005
- Request for Immediate Examination filed on 12/15/2005
- U.S. Basic National Fees filed on 12/15/2005
- Priority Documents filed on 12/15/2005

*IPM 4/6/2006*

*10/29/06 Missing Parts (Deadline)*

*5/29/06 Missing Parts (Due Date)*

*4/29/06 & 5/22/06 Reminders*

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

CUD/01/RVZJ

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/560,889	PCT/US04/19816	523.1006US

FORM PCT/DO/EO/905 (371 Formalities Notice)